

# ASHLEY OAKS WATER CO., INC.

209 BLYTHEWOOD ROAD  
BLYTHEWOOD, SC 29016

Phone 786-1414  
Fax 754-7700

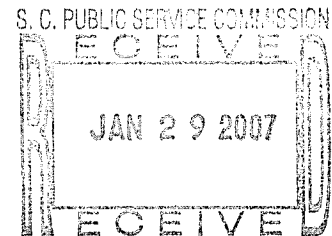
Numbers to call for Emergency  
754-8473  
513-4286 (Mobile)

Posted: led

Dept: S.A.

Date: 1/29/07

Time: 4:55



January 25, 2007

Dr. Charles Terreni, Chief Clerk  
Public Service Commission  
101 Executive Center Drive, Suite 101  
Columbia SC 29210

2007-41-W

In Re: Application of Ashley Oaks Water System Company for  
Approval of Transfer of its Water System to City of Columbia

Ashley Oaks Water System, Inc. (AOW) hereby applies for approval of the transfer to the City of Columbia (City) of its water utility system serving Ashley Oaks Subdivision, Phase I, II, III and Ashley Woods. Support of this application is as follows:

1. AOW is a South Carolina corporation, which is authorized to do business in the State of South Carolina and is certified to provide water to the public for compensation to Ashley Oaks Subdivision, Phase I, II, III and Ashley Woods. AOW has no other customers. AOW's current schedule of rates and charges was approved in 1992, issued in Docket No. 91-554-W (A copy is attached).
2. AOW is currently operating its facility pursuant to a permit issued by the South Carolina Department of Health and Environmental Control (DHEC). This system operates on four wells (Well 1, Well 2, Well 3 and Well 4). These wells have not been able to provide adequate water service to the customers in Ashley Oaks Subdivision, Phase I, II, III and Ashley Woods. AOW has received Consent Order #06-132-DW from DHEC (copy attached) dated 7/26/06 with the following findings: Well 1 and 3 has pumped over sixteen (16) hours per day in the summer months for the past two years. The conduit was not attached to the wellhead at Well One. The amount of storage capacity was inadequate and the minimum required system pressure of twenty five (25) pounds per square inch could not be maintained. Valves were not exercised at least once a year. AOW has 90 days to complete the connection of its system to a DHEC approved Public Water System or upgrade. Within 30 days AOW was to submit to DHEC in writing its intentions for the use of the Wells. This has already been submitted.

AOW currently services ninety seven (97) customers in Ashley Oaks Subdivision, Phase I, II, III and Ashley Woods. It would be impossible to upgrade AOW System. AOW is being required to install seven fire hydrants and seven blow offs. AOW is responsible for the cost. The City currently provides water service to Ashley Oaks Subdivision, Phases 4, 5, 6 and 7.

RECEIVED

JAN 29 2007

PSC SC  
DOCKETING DEPT.

3. In light of the foregoing circumstances, AOW and the City have negotiated a contract whereby the City will, subject to the approval of this Commission and DHEC, acquire all water utility system facilities presently held by AOW in Ashley Oaks Subdivision, Phase 1, II, III and Ashley Woods (maps attached of area to be serviced). AOW will retain all wells and storage tank. A copy of the contract is attached hereto. Attached, also, is a copy of the transfer application made to DHEC.
4. If the within Application is granted, all of AOW's customers will become customers of the City and AOW will no longer have an authorized service territory in Richland County. AOW's customers in Ashley Oaks Subdivision, Phase I, II, III and Ashley Woods will be charged for water service in accordance with the City's presently approved rate schedule (copy attached). A comparison of AOW current rates and the City's rates is also attached.
5. Closing of the agreement is expressly contingent, among other things, upon Ashley Oaks Water System obtaining the approval of the Commission to transfer its aforementioned water facilities in Richland County to the City of Columbia. No transfer of any assets has occurred, nor shall any such transfer occur, unless and until such approval is obtained.
6. Based upon the foregoing, Applicant submits that it is in the best interest of the customers within AOW's service areas and the public that this Commission approves the transfer described hereinabove.
7. We respectfully request a waiver of hearing if no party (or parties) intervenes after the required notice of filing is completed. We would also respectfully request an expedited decision.

Sincerely,



Michael D. Shelley, President  
Ashley Oaks Water System, Inc.

Cc: Florence Belser, ORS  
Trya Cunningham, DHEC

## SCHEDULE OF CURRENT RATES AND CHARGES

<b>WATER RATES:</b>	\$7.00 Per month basic facilities charge \$1.95 per 1,000 gallons used
<b>INITIAL CONNECTION:</b>	\$800 per connection
<b>RECONNECTION FEE:</b>	\$30
<b>RETURN CHECK CHARGE:</b>	\$20
<b>DEPOSITS:</b>	\$50

### Comparison with City of Columbia

#### Residential Rates

		<u>Present Rates</u>	<u>City of Columbia Rates</u>
A.	<u>Water</u>		
	1) Tamping Fee & 5/8 " Meter Box	\$500.00	\$500.00
	2) Base Monthly Charge	\$ 7.00	\$ 8.00
	3) Consumption Charge (per 1000 gallons)	\$ 1.95	\$ 2.51 (next 9,700 gallons)

**THE STATE OF SOUTH CAROLINA BEFORE THE DEPARTMENT OF HEALTH  
AND ENVIRONMENTAL CONTROL**

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**IN RE: ASHLEY OAKS WATER SYSTEM, INC.  
ASHLEY OAKS COMMUNITY PHASES I, II, & III  
PUBLIC WATER SYSTEM NO. 4050030  
RICHLAND COUNTY**

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**CONSENT ORDER  
06-132-DW**

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Ashley Oaks Water System, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of public water system (PWS) No. 4050030 that serves the customers of Ashley Oaks Community Phases I, II, and III located in Richland County, South Carolina.

Inspections of the Respondent's PWS No. 4050030 by South Carolina Department of Health and Environmental Control (Department) staff revealed that the Respondent failed to properly operate and maintain the PWS.

Based on discussions with Mr. Michael Shelly, President of Ashley Oaks Water System, Inc., on June 28, 2006, the parties have agreed to the issuance of this Order to include the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1. Ashley Oaks Water System, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of public water system (PWS) No. 4050030 that serves the customers of Ashley Oaks Community Phases I, II, and III located in Richland County, South Carolina.
2. The Respondent's PWS consists of four (4) permanent wells [Well One (1), Well Two (2), Well Three (3), and Well Four (4)], fifteen thousand (15,000) gallons of hydro

pneumatic storage, and ninety-four (94) taps that serve a primary population of approximately two hundred five (205).

3. On February 18, 2004, the Department conducted a sanitary survey of PWS No. 4050030, which resulted in an overall "Needs Improvement" rating based on the following deficiencies:

- A. Quantity was rated as "Needs Improvement" and Operation and Control was rated as "Unsatisfactory" in that Well One (1) and Well Two (2) were pumped over sixteen (16) hours per day in the summer months.
- B. Protection from contamination was rated as "Needs Improvement" in that the soil was eroding under the well pad at Well Four (4).
- C. Adequate Pressure was rated as "Needs Improvement" in that the system routinely experienced low pressure during high use periods.
- D. Valve/Hydrant Maintenance was rated as "Needs Improvement" in that all valves were not exercised at least once a year, documented, and kept on file.
- E. The Procedures Manual was rated as "Needs Improvement" in that an adequate procedural manual did not exist.

4. On March 17, 2005, the Department conducted a sanitary survey of PWS No. 4050030, which resulted in an overall "Needs Improvement" rating based on the following deficiencies:

- A. Quantity was rated as "Needs Improvement" in that Well One (1) and Well Two (2) were pumped over sixteen (16) hours per day in the summer months.

- B. Adequate Pressure was rated as “Needs Improvement” in that the system routinely experienced low pressure during high use periods.
  - C. Valve/Hydrant Maintenance was rated as “Needs Improvement” in that all valves were not exercised at least once a year, documented, and kept on file.
  - D. The Procedures Manual was rated as “Needs Improvement” in that an adequate procedural manual did not exist.
5. On May 2, 2006, the Department conducted a sanitary survey of PWS No. 4050030, which resulted in an overall “Unsatisfactory” rating based on the following deficiencies:
- A. Quantity was rated as “Unsatisfactory” in that Well One (1) and Well Two (2) have been pumped over sixteen (16) hours per day in the summer months for the past two (2) years.
  - B. Protection from contamination was rated as “Needs Improvement” in that the conduit at Well One (1) was not attached to the wellhead.
  - C. Adequate pressure was rated as “Unsatisfactory” in that PWS No. 4050030 was operating without the originally approved storage capacity. The amount of storage capacity at the time of the survey was inadequate and the minimum required system pressure of twenty-five (25) pounds per square inch could not be maintained.
  - D. Valve/Hydrant Maintenance was rated as “Needs Improvement” in that all valves were not exercised at least once a year, documented, and kept on file.

6. On June 28, 2006, Department staff held an enforcement conference with Mr. Shelley. The possibility of a Consent Order was discussed.

### **CONCLUSIONS OF LAW**

Based upon the above Findings of Fact, the Department, pursuant to the State Safe Drinking Water Act, S.C. Code Ann. §§ 44-55-10 to 44-55-120 (2002), reaches the following Conclusions of Law:

1. The Respondent violated the State Primary Drinking Water Regulations, 24A S.C. Code Ann. Regs. 61-58.7(B) (Supp. 2005) in that it failed to properly operate and maintain PWS No. 4050030.
2. The State Safe Drinking Water Act, S.C. Code Ann. § 44-55-90(B) (2002), provides for a civil penalty not to exceed five thousand dollars (\$5,000.00) a day per violation for any person violating the Act.

**NOW, THEREFORE, IT IS ORDERED, CONSENTED TO AND AGREED**, pursuant to the State Safe Drinking Water Act, S.C. Code Ann. §§ 44-55-10 to 44-55-120 (2002), that the Respondent shall:

1. Henceforth, operate and maintain PWS No. 4050030 in accordance with all applicable State and Federal laws and regulations.
2. Within sixty (60) days of the execution date of this Order, submit to the Department for review and approval a submittal package for the connection of PWS No. 4050030 to a Department approved PWS. The submittal package shall include in detail the plans, basis for design (including calculations), and specifications per State Primary Drinking Water Regulations, 24A S.C. Code Ann. Regs. 61-58.1 (Supp. 2005). The submittal package shall also include a complete application for a permit to construct.

3. Within ninety (90) days of the issuance of the construction permit from the Department, complete the connection of PWS No. 4050030 to the Department approved PWS. Upon completion of the connection, schedule an inspection with the Department's Region 3 Columbia Environmental Quality Control (EQC) office at (803) 896-0620 to obtain final approval to operate from the Department.
4. Within thirty (30) days of the execution date of this Order, submit to the Department in writing its intentions for the use of Well One (1), Well Two (2), Well Three (3), and Well Four (4) (existing wells):
  - A. If the Respondent plans to use the existing wells for irrigation purposes only, within fifteen (15) days after the connection, the Respondent shall permanently disconnect all water lines to the existing wells and contact the Department's Region 3 Columbia EQC office at (803) 896-0620 to schedule an inspection to verify that the lines have been properly disconnected; or,
  - B. If the Respondent intends to no longer use the existing wells, within fifteen (15) days after the connection, the Respondent shall hire a South Carolina certified well driller to properly abandon the existing wells, submit a well close out log to the Department, and contact the Department's Region 3 Columbia EQC office at (803) 896-0620 to schedule an inspection to verify proper abandonment of the wells.
5. By November 2, 2006, submit to the Department a Business Plan to show how PWS No. 4050030 will be operated and maintained as a viable entity. The Business Plan shall include a facilities plan, a management plan and a financial plan.



**THE PARTIES FURTHER STIPULATE** that the Respondent shall pay a civil penalty of four thousand dollars (\$4,000.00) should it fail to comply with any requirement pursuant to this Consent Order, including any implementation schedule approved by the Department. Such penalties shall be due and payable upon written notice to the Respondent. The Department's determination that a requirement has been missed shall be final. All penalties due under this paragraph shall be made payable to the South Carolina Department of Health and Environmental Control within thirty (30) days of notification by the Department. The stipulated penalties set forth above shall be in addition to any other remedies or sanctions which may be available to the Department by reason of the Respondent's failure to comply with the requirements of this Order. The Department's determination that the requirements have not been met shall be final.

**PURSUANT TO THIS ORDER**, communications regarding this Order and its requirements are to include the Order number and shall be addressed as follows:

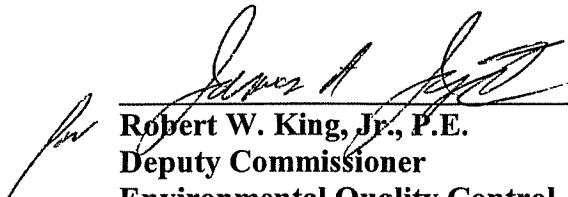
Tyra Cunningham  
Bureau of Water-Enforcement Division  
S.C. Department of Health and Environmental Control  
2600 Bull Street  
Columbia, S.C. 29201

**IT IS FURTHER ORDERED AND AGREED** that this Consent Order governs only Ashley Oaks Water System, Inc.'s liability to the Department for civil sanctions arising from the matters set forth herein and constitutes the entire agreement between the Department and Ashley Oaks Water System, Inc. with respect to the resolution and settlement of the matters set forth herein. The parties are not relying upon any representations, promises, understandings or agreements except as expressly set forth within this Order.

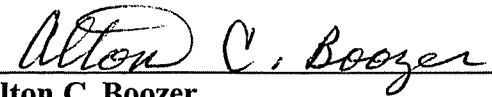
**IT IS FURTHER ORDERED AND AGREED** that failure to comply with any provisions of this Order shall be grounds for further enforcement action pursuant to the State Safe Drinking

Water Act, S.C. Code Ann. § 44-55-80(A) (2002), to include the assessment of additional civil penalties.


**FOR THE SOUTH CAROLINA DEPARTMENT  
OF HEALTH AND ENVIRONMENTAL CONTROL**

  
\_\_\_\_\_  
**Robert W. King, Jr., P.E.**  
**Deputy Commissioner**  
**Environmental Quality Control**


Date: 8/1/06

  
\_\_\_\_\_  
**Alton C. Boozer**  
**Chief, Bureau of Water**

Date: 7/26/06

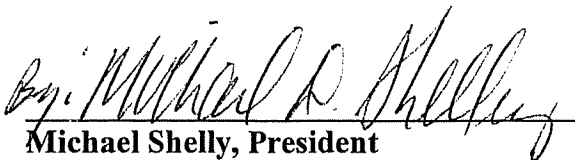
  
\_\_\_\_\_  
**Douglas B. Kinard, P.E., Director**  
**Water Enforcement Division**  
**Bureau of Water**

Date: 7-26-06

  
\_\_\_\_\_  
**DHEC Legal Counsel**

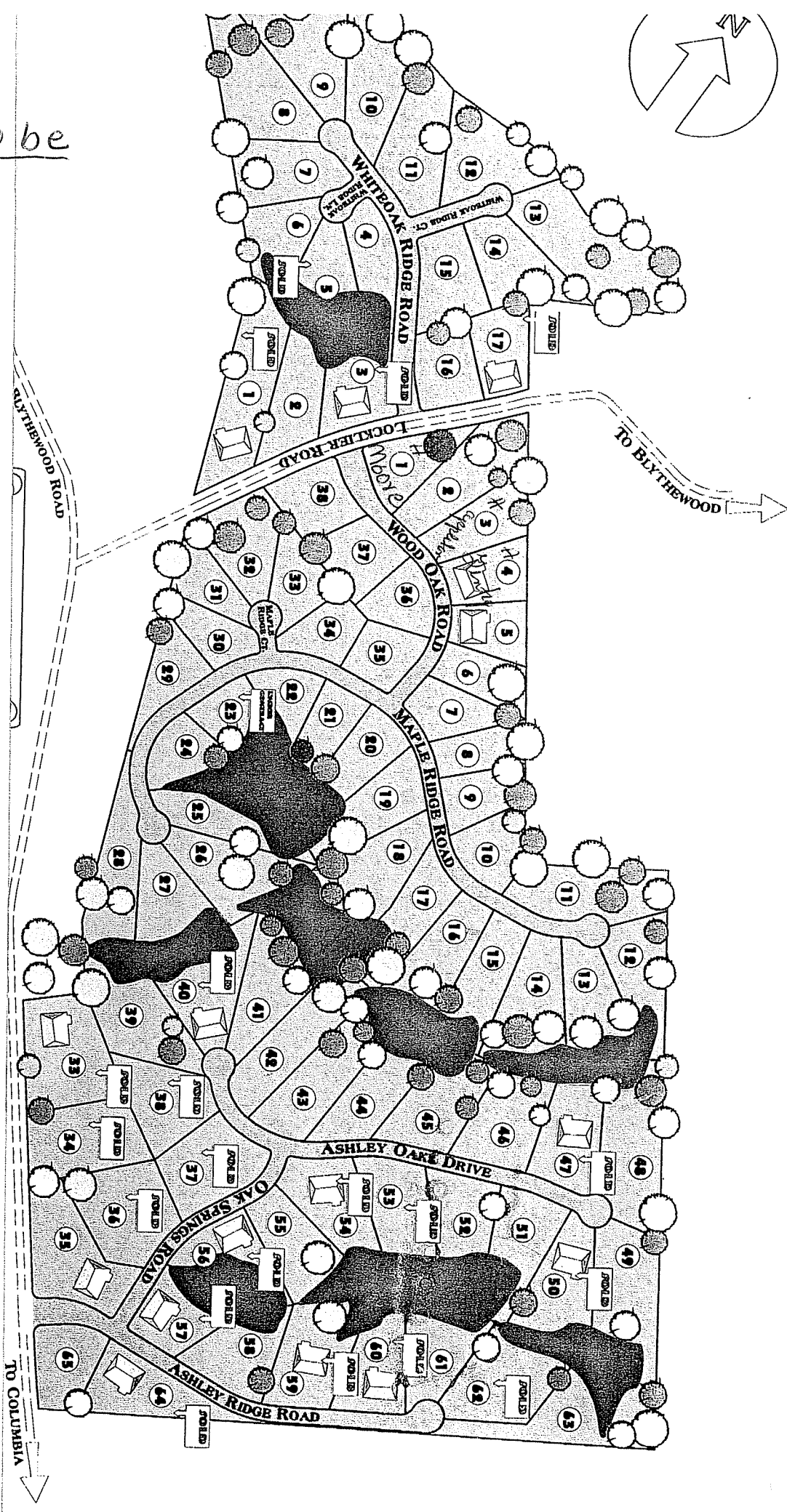
Date: 31 July 2008

**WE CONSENT:**

  
\_\_\_\_\_  
**Michael Shelly, President**  
**Ashley Oaks Water System, Inc.**  
**Public Water System #4050030**

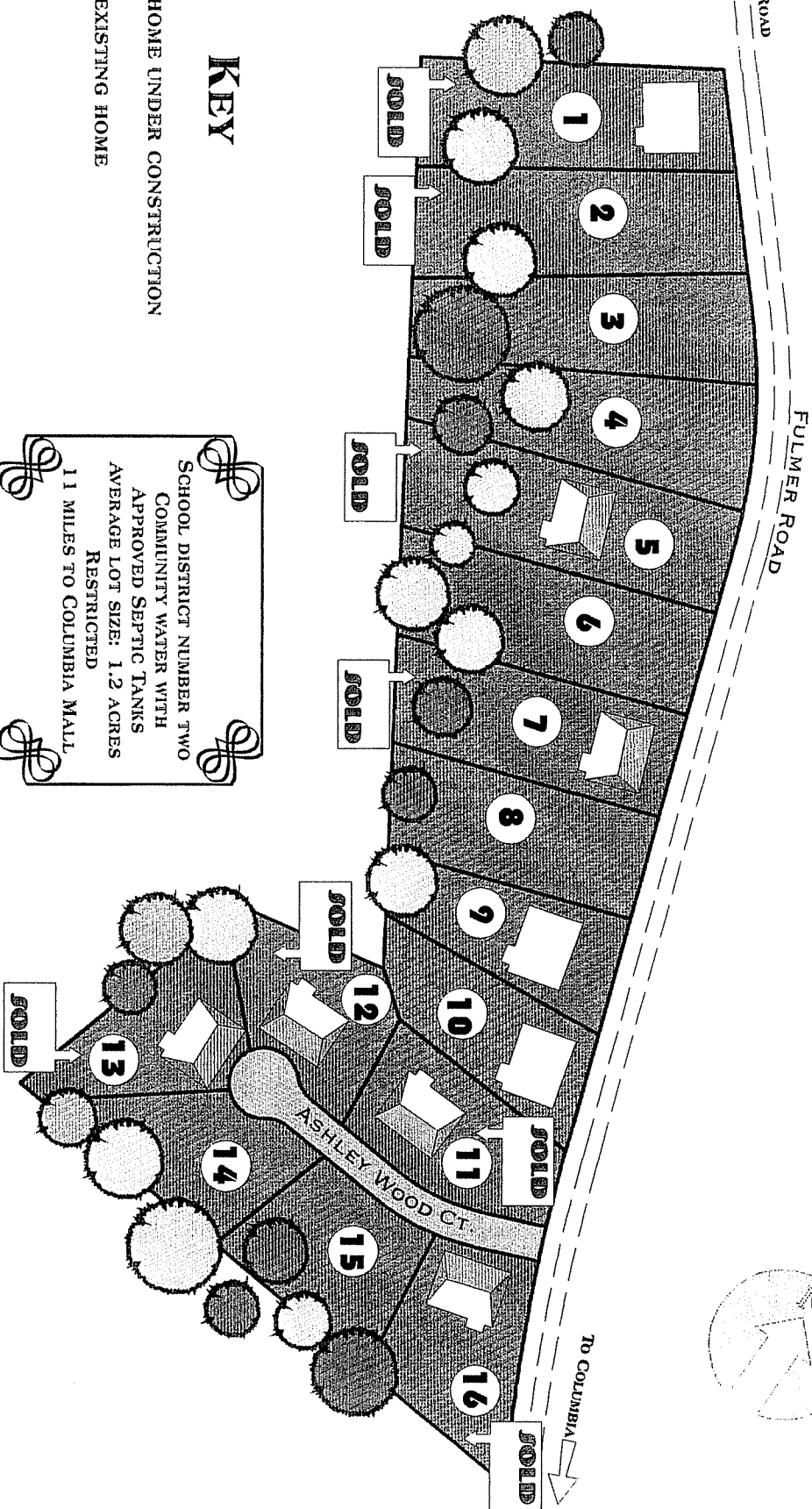
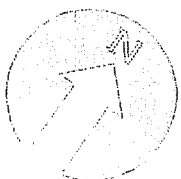
Date: 7-26-06

AREAS To be  
Served.



TO BLYTHEWOOD ROAD

FULMER ROAD



## KEY



HOME UNDER CONSTRUCTION  
EXISTING HOME

SCHOOL DISTRICT NUMBER TWO  
COMMUNITY WATER WITH  
APPROVED SEPTIC TANKS  
AVERAGE LOT SIZE: 1.2 ACRES  
RESTRICTED  
1.1 MILES TO COLUMBIA MALL.

# ASHLEY WOODS SUBDIVISION

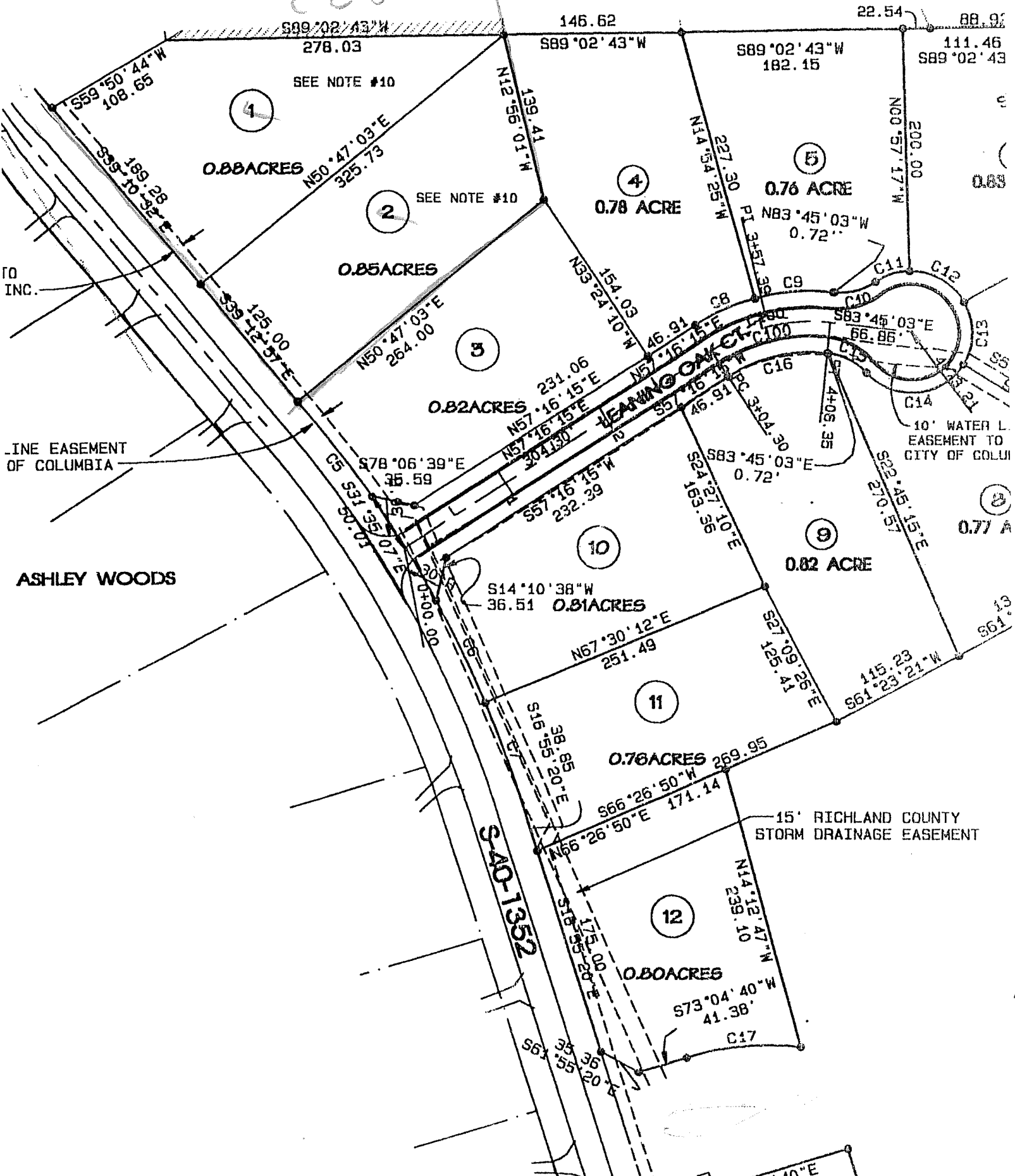
BLYTHEWOOD, SOUTH CAROLINA



*These two lots are now being serviced by 400*

LOT 65  
SHLEY OAKS  
PHASE TWO

ASHLEY OAKS PHASE TWO-A



STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )

ASHLEY OAKS AND ASHLEY WOODS  
SUBDIVISIONS WATER SYSTEM  
CONTRACT OF SALE

THIS AGREEMENT is made this 17 day of January, 200~~6~~<sup>7</sup>, by and between Ashley Oaks Water Company, Inc., Ashley Oaks Development Corporation, Inc., Michael D. Shelley d/b/a Ashley Oaks Development Corporation and Northeast Realty and Builders, Inc. collectively and singularly "Ashley Oaks" and the City of Columbia, South Carolina (City).

WHEREAS, Ashley Oaks owns, operates, maintains and provides water service along certain water distribution lines located along Fulmer Road, Ashley Woods Court, Ashley Ridge Road, Oak Springs Road, Ashley Oaks Road, Maple Ridge Road, Wood Oak Road, Whiteoak Ridge Road, Whiteoak Ridge Court and Locklier Road in Ashley Woods Subdivision and Ashley Oaks Subdivision Phases 1, 2, and 3 in Richland County, South Carolina (Subdivision), which are depicted on the attached Exhibit A (Water System); and,

WHEREAS, Ashley Oaks has entered into a Consent Order with the South Carolina Department of Health and Environmental Control requiring it to convey the Water System serving the Subdivision to a public water provider; and,

WHEREAS, the City is willing to accept ownership, operation and maintenance responsibilities for the Water System and to provide water directly to the customers of Ashley Oaks in the Subdivision.

NOW, THEREFORE, in consideration of the mutual covenants, benefits and promises herein, the sufficiency of which is hereby acknowledged, the parties agree as follows:

1. The City agrees to accept and Ashley Oaks agrees to assign, transfer and convey unto the City, at no charge to the City, its successors and assigns, all of Ashley Oaks' right, title and interest in and to the Water System and associated appurtenances, together with all rights, franchises, permits, approvals, consents, and licenses relating to the Water System, less and except all existing wells, well sites, storage tank(s) and water lines extending from the wells and storage tank(s) to the Water System, which shall remain the property of Ashley Oaks.

2. Ashley Oaks agrees to convey, transfer and assign all of its right, title and interest in and to the Water System in its present condition, except as set forth in Paragraph 6 herein, by executing and delivering to the City general warranty deeds, prepared by the City in the name of the City, free and clear of all liens, indebtedness, encumbrances, and Public Service Commission certificates and jurisdiction, with all documentary stamps affixed thereto, and to execute and deliver to the City any other documents as may be requested by the City to complete this transaction, including, but not limited to additional exclusive easements required for operation and maintenance of the Water System as follows:

a. easements over all water lines in Ashley Woods Subdivision, including, but not limited to a fifteen (15') foot easement along Richland County TMS #12415-02-01 and easements of varying widths along Richland County TMS #12416-01-01 through 07, TMS #12415-01-01 through 04, TMS #12415-02-01 and TMS #12500-03-05; and,

b. a five (5') foot easement over the water line in Ashley Oaks Subdivision, Phase 1 along Lot 28, further identified as TMS #12509-01-05; and,

c. a five (5') foot easement over the water line serving Ashley Oaks Subdivision, Phase 1, along Lots 33 and 34, Phase 2, further identified as TMS #12500-03-38; and,

d. a five (5') foot easement over the water line serving Ashley Oaks Subdivision, Phase 1, along Lot 39, Phase 2, further identified as TMS #12500-03-32.

e. a ten (10') foot easement parallel and adjoining the right-of-way of Fulmer Road along Lot 65, Ashley Oaks Subdivision, Phase 2, further identified as TMS #12500-03-05.

f. a ten (10') foot easement parallel and adjoining the right-of-way of Fulmer Road along Lots 1, 2, and 3, Ashley Oaks Subdivision, Phases 4A and 4B, further identified as TMS #12416-02-22, 23 and 24.

3. Conveyance of the Water System shall be subject to all applicable governmental statutes, ordinances, rules and regulations, and approvals. Ashley Oaks shall obtain, in writing, all necessary approvals required for the conveyance, transfer and assignment of the Water System to the City. These approvals shall include, but are not limited to, written approval from the South Carolina Public Service Commission and the South Carolina Department of Health and Environmental Control, both of which are listed by way of illustration and not limitation.

4. The City and Ashley Oaks agree to establish a mutually acceptable date on which the City shall accept such documents as specified herein transferring title of the Water System to the City (Closing Date). The City and Ashley Oaks agree that the Closing Date shall be within thirty (30) days after Ashley Oaks has complied with the contingencies set forth herein relating to the transfer of the Water System to the City and the City has obtained any necessary approvals to operate and maintain the Water System.

5. Ashley Oaks shall cease imposing water service charges the day prior to the Closing Date of this transaction. All accounts receivable due to Ashley Oaks up until the Closing Date shall remain the property of Ashley Oaks. The City shall not be responsible for collection on accounts receivable due Ashley Oaks prior to the Closing Date. The City shall begin billing for water service as of the Closing Date at the City's standard rates established by ordinances approved by Columbia City Council as may be amended from time to time. All fees for water service charges provided as of the Closing Date and thereafter shall be owed to and shall be the property of the City.

6. Ashley Oaks agrees to perform the following prior to the Closing Date, at its sole cost and expense:

a. install seven (7) fire hydrants and nine (9) blow-off valves on the Water System at the approximate locations depicted on Exhibit A; and,

b. provide the City with a complete and current customer list for the Water System; and,

c. physically disconnect all wells and storage tank(s) from the distribution system and remove any equipment associated with operation of the wells and storage tank(s). Deactivation of wells and equipment removal shall be accomplished to the satisfaction of the South Carolina Department of Health

and Environmental Control and the City's Director of Utilities and Engineering. The City shall in no way be responsible for deactivation of wells and storage tank(s) or removal of any equipment associated with operation of the wells and storage tank(s).

7. Ashley Oaks shall provide the City with copies of any items that Ashley Oaks may have pertaining to the Water System. These items may include, but are not limited to, record drawings, sketches, surveys, maps, plans, specifications, warranty documents, engineering reports, or other documents or materials. Furthermore, Ashley Oaks will cooperate with the City to provide such information pertaining to the Water System as the City may from time to time request. This obligation shall survive the Closing Date.

8. The City shall construct, at its sole cost and expense, a twelve (12") inch water main along Fulmer Road from the City's existing twelve (12") inch water main terminating north of Leaning Oak Court to Ashley Oaks' eight (8") inch water line terminating along Ashley Ridge Road.

9. Waiver of any breach of this Agreement shall not constitute waiver of any subsequent breach hereof. This Agreement may not be amended or modified unless such amendments or modifications are in writing and signed by the parties hereto.

10. In the event of default by any signatory hereto of the terms of this Agreement, any aggrieved signatory hereto may pursue any remedy available by law or in equity. This Agreement shall be construed in accordance with the laws of the State of South Carolina.

11. This Agreement contains the entire agreement between the parties and shall be binding upon the parties, their respective successors and assigns, as may be applicable to the particular entity.

12. This Agreement is contingent upon approval by Columbia City Council.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by duly authorized officials on the date first written above.

Valerie R. Smith  
Witness as to City  
Erika D. Sallee  
Witness as to City

CITY OF COLUMBIA

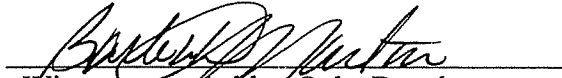
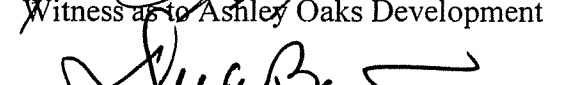
By: [Signature]  
Title: City Manager

[Signature]  
Witness as to Ashley Oaks Water  
[Signature]  
Witness as to Ashley Oaks Water

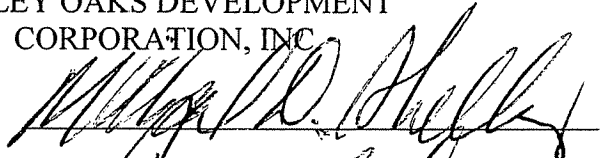
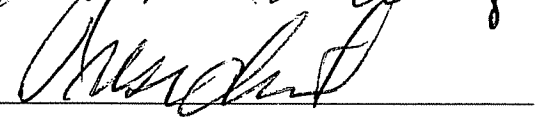
ASHLEY OAKS WATER COMPANY, INC.


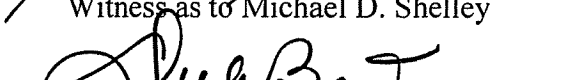
By: [Signature]  
Title: President




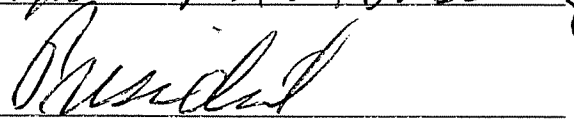
  
Witness as to Ashley Oaks Development  
  
Witness as to Ashley Oaks Development

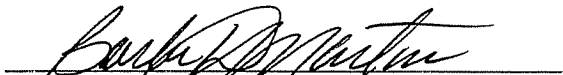
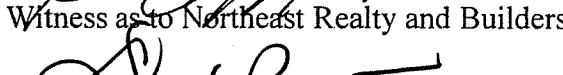
ASHLEY OAKS DEVELOPMENT  
CORPORATION, INC.

By:   
Title: 

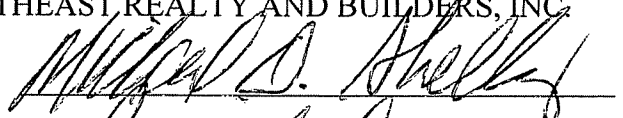

  
Witness as to Michael D. Shelley  
  
Witness as to Michael D. Shelley

MICHAEL D. SHELLEY D/B/A ASHLEY OAKS  
DEVELOPMENT CORPORATION

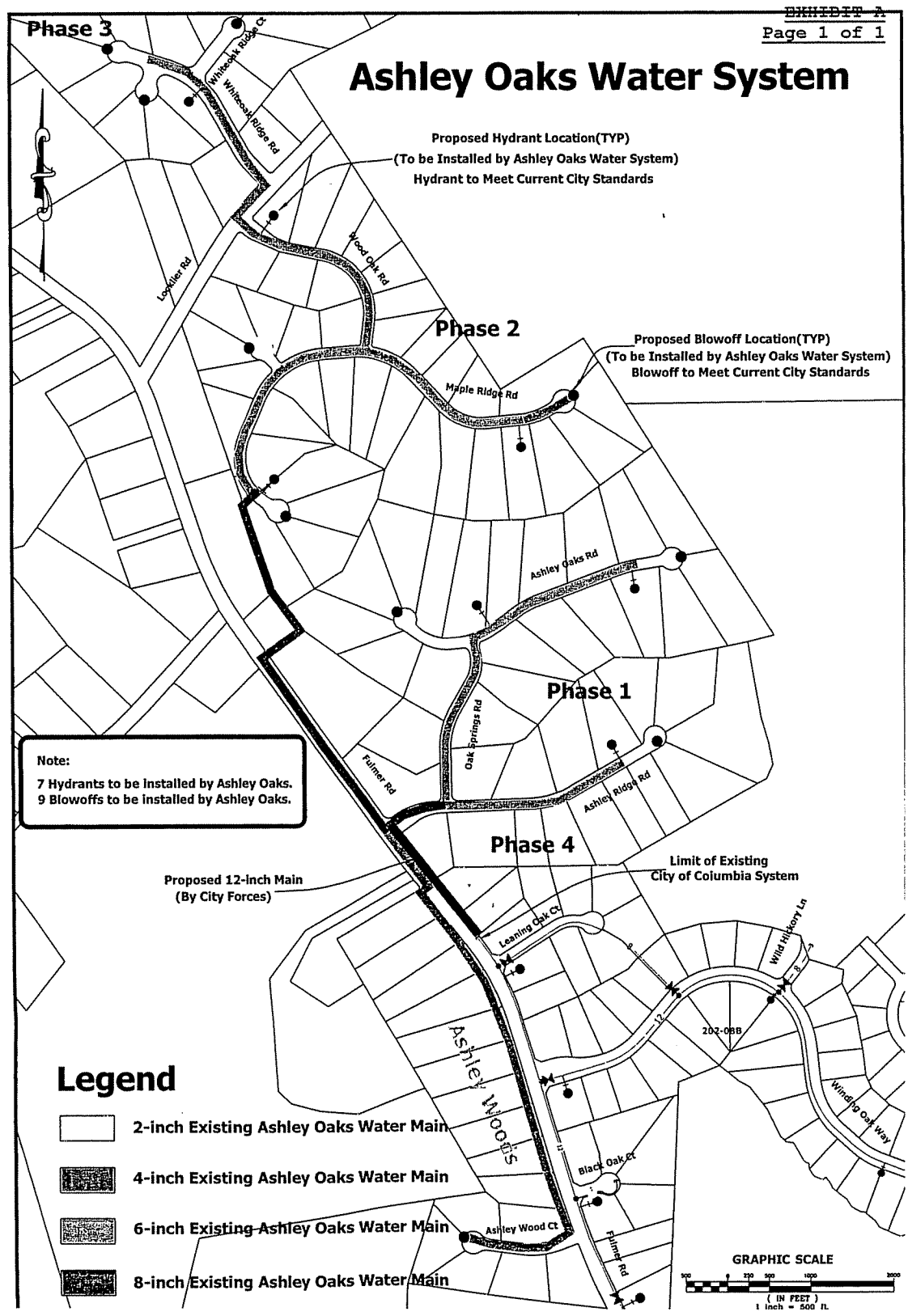
By:   
Title: 

  
Witness as to Northeast Realty and Builders  
  
Witness as to Northeast Realty and Builders

NORTHEAST REALTY AND BUILDERS, INC.

By:   
Title: 

# Ashley Oaks Water System





South Carolina Department of Health  
and Environmental Control

## APPLICATION FOR TRANSFER OF OPERATING PERMIT FOR A PUBLIC WATER SYSTEM

### SECTION 1: SYSTEM INFORMATION

System Name: Ashley Oaks Water System Inc. Current Number of Taps: 97

DHEC System ID Number: 4050030 System Type: Wells

### SECTION 2: PROPOSED NEW OWNER

Owner Name: City of Columbia Proposed Operator Contact: \_\_\_\_\_

Address: 1225 Laurel Street  
PO Box 147  
Columbia SC 29217

Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Phone Number: ( 803 ) 545-3400

Phone Number: ( )

Fax Number: ( 803 ) 733-8674

Fax Number: ( )

E-Mail Address: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_

### SECTION 3: DEMONSTRATION OF VIABILITY

Before the Department can approve the transfer of an operating permit, the applicant must first demonstrate that the water system will be managed to ensure its long-term viability. The Department may request the applicant to submit a business plan to demonstrate that the system will be viable under the new ownership. The applicant should contact the Department for guidance concerning this demonstration prior to submitting this application for the transfer of the operating permit.

☐ Demonstration of viability is attached

### SECTION 4: SIGNATURES

I hereby make application for a Transfer of the above referenced System and its Operating Permit. I have reviewed the State Primary Drinking Water Regulations, the State Safe Drinking Water Act, and agree to the requirements thereof, including demonstration of viability, and to the admission of properly authorized persons at all reasonable hours for the purpose of sampling and inspection.

Proposed Owner's Signature: John J. Dooley, Jr. Date: 01 / 25 / 2007

Name (Printed): John J. Dooley, Jr. Title: Director of Utilities and Engineering

I concur with the transfer of this System and its Operating Permit to the above party, and understand that this may not be the only approval required in this transaction. The System will not be transferred prior to Department approval. The Department will be notified in writing of the actual transfer.

Current Owner's Signature: Michael D. Shelley Date: 9 / 11 / 06

Name (Printed): Michael D. Shelley Title: President

**ORDINANCE NO.: 2006-046**

Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina,  
Chapter 23, Utilities and Engineering, Article V, Water and Sewer Rates,  
Sec. 23-143 Water service rates and Sec. 23-14 Sewer service rates, (a) Generally

ORIGINAL  
STAMPED IN REC

BE IT ORDAINED by the Mayor and Council this 8th day of November, 2006, that  
the 1998 Code of Ordinances of The City of Columbia, South Carolina, Chapter 23, Utilities  
and Engineering, Article V, Water and Sewer Rates, are amended to read as follows:

**Sec. 23-143. Water service rates.**

Generally. Except as otherwise provided by contract, monthly water service charges shall be  
as follows:

Monthly Water Use (cubic feet)	Meter Size (inches)	In City	Out of City	
Minimum----300	5/8"	\$ 4.94	\$ 8.00	
	1"	8.26	13.35	
	1 1/2"	11.56	18.70	
	2"	18.14	29.35	
	3"	31.36	50.73	
	4"	57.76	93.42	
	6"	123.78	200.21	
	8"	166.20	268.83	
	10"	392.78	635.31	Additional charge per 100 cubic feet

Volumetric Charges are based on the customer category

	In City	Out of City
Residential		
Next 9,700	1.55	2.51
Next 90,000	1.45	2.35
Over 100,000	1.38	2.24
Irrigation	In City	Out of City
Next 9,700	2.51	4.07
Next 90,000	2.35	3.81
Over 100,000	2.24	3.62
All others	In City	Out of City
Next 9,700	1.48	2.40
Next 90,000	1.38	2.24
Over 100,000	1.31	2.12

Sec. 23-149. Sewer service rates.

(a) Generally. Except as otherwise provided by contract, the monthly sewer service charge shall be as follows:

Monthly Water Use (cubic feet)	Monthly Sewer Service Charge	
	In City	Out of City
Base	4.37	7.87
Each additional 100 cubic feet		
Total	2.31	4.16

This ordinance is effective as of final reading.

Requested by:


Utilities and Engineering

  
MAYOR

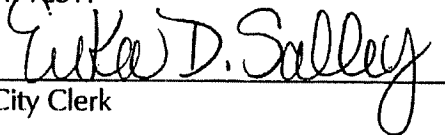
Approved by:

  
City Manager

Approved as to form:

  
City Attorney  
Introduced: 6/21/2006  
Final Reading: 11/8/2006

ATTEST:

  
City Clerk